

United States Bankruptcy Court  
Eastern District of North Carolina

In re:  
CAH Acquisition Company 3, LLC  
Debtor

Case No. 19-01180-JNC  
Chapter 11

## CERTIFICATE OF NOTICE

District/off: 0417-5  
Date Rcvd: Jun 22, 2023

User: admin  
Form ID: pdf014

Page 1 of 4  
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 24, 2023:

Recip ID	Recipient Name and Address
db	+ CAH Acquisition Company 3, LLC, PO Box 953296, Saint Louis, MO 63195-3296

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

## NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jun 24, 2023

Signature: /s/Gustava Winters

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 22, 2023 at the address(es) listed below:

Name	Email Address
Allison Jean Becker	on behalf of Defendant Rampey Enterprises Inc. abecker@grsm.com cxsmith@grsm.com;rvillaronga@grsm.com;ncleveland@grsm.com
Benjamin E.F.B. Waller	on behalf of Plaintiff Thomas W. Waldrep Jr. bwaller@hendrenmalone.com, jgorman@hendrenmalone.com;ygadalla@hendrenmalone.com
Benjamin E.F.B. Waller	on behalf of Trustee Thomas W. Waldrep Jr. bwaller@hendrenmalone.com, jgorman@hendrenmalone.com;ygadalla@hendrenmalone.com
Brian Behr	on behalf of Bankruptcy Administrator Bankruptcy Administrator brian_behr@nceba.uscourts.gov rick_hinson@nceba.uscourts.gov;lesley_dean@nceba.uscourts.gov;tanya_aycock@nceba.uscourts.gov;karen_cook@nceba.uscourts.gov
Byron L. Saintsing	

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	on behalf of Defendant Funderz.net LLC d/b/a WG Capital bsaintsing@smithdebnamlaw.com
Byron L. Saintsing	on behalf of Defendant Funderz.net LLC d/b/a Region Capital bsaintsing@smithdebnamlaw.com
Charles N. Anderson, Jr.	on behalf of Interested Party Blue Cross Blue Shield of Oklahoma chuck.anderson@elliswinters.com patricia.hutchins@elliswinters.com;teri.rodriguez@elliswinters.com
Dan Nelson	on behalf of Creditor Premier Specialty Network LLC dan.nelson@kutakrock.com
Eric J. Langston	on behalf of Defendant Rural Lab Outreach LLC elangston@aegislaw.com, ericlangston357@gmail.com@recap.email
Eric J. Langston	on behalf of Defendant Reboot Inc. d/b/a HIPAA GUARD elangston@aegislaw.com, ericlangston357@gmail.com@recap.email
Eric J. Langston	on behalf of Defendant Michael Reece elangston@aegislaw.com ericlangston357@gmail.com@recap.email
Evan A. Lee	on behalf of Trustee Thomas W. Waldrep Jr. 3111956420@filings.docketbird.com
Evan A. Lee	on behalf of Plaintiff Thomas W. Waldrep Jr. 3111956420@filings.docketbird.com
George M. Oliver	on behalf of Other Professional Sherwood Partners Inc. efile@ofc-law.com, george@olivercheek.com;pam@olivercheek.com;katymac@olivercheek.com;clayton@olivercheek.com;linda@olivercheek.com; ben@olivercheek.com;dawn@olivercheek.com;christa@olivercheek.com;austin@olivercheek.com
James Albert Barnes, IV	on behalf of Defendant Monroe Guest jim@oxendinebarnes.com
James Albert Barnes, IV	on behalf of Defendant LGMG LLC d/b/a Verifi Labs and d/b/a Verifi Resource Group jim@oxendinebarnes.com
James Albert Barnes, IV	on behalf of Creditor Lindell Gardner jim@oxendinebarnes.com
James Albert Barnes, IV	on behalf of Defendant Lindell Gardner jim@oxendinebarnes.com
James Albert Barnes, IV	on behalf of Creditor Dennis Loudermilk jim@oxendinebarnes.com
James Albert Barnes, IV	on behalf of Creditor Monroe Guest jim@oxendinebarnes.com
James Albert Barnes, IV	on behalf of Defendant Dennis Loudermilk jim@oxendinebarnes.com
James Albert Barnes, IV	on behalf of Creditor LGMG LLC d/b/a Verifi Labs and d/b/a Verifi Resource Group jim@oxendinebarnes.com
James C. Lanik	on behalf of Plaintiff Thomas W. Waldrep Jr. notice@waldrepwall.com, trustee@waldrepllp.com;7357193420@filings.docketbird.com
James C. Lanik	on behalf of Trustee Thomas W. Waldrep Jr. notice@waldrepwall.com, trustee@waldrepllp.com;7357193420@filings.docketbird.com
James C. Lanik	on behalf of Plaintiff Thomas W. Waldrep Jr. Trustee notice@waldrepwall.com, trustee@waldrepllp.com;7357193420@filings.docketbird.com
James S. Livermon, III	on behalf of Defendant Rural Lab Outreach LLC Charlie.livermon@wbd-us.com, kim.cone@wbd-us.com
James S. Livermon, III	on behalf of Defendant Michael Reece Charlie.livermon@wbd-us.com kim.cone@wbd-us.com
James S. Livermon, III	on behalf of Defendant Reboot Inc. d/b/a HIPAA GUARD Charlie.livermon@wbd-us.com, kim.cone@wbd-us.com
Jason L. Hendren	on behalf of Trustee Thomas W. Waldrep Jr. jhendren@hendrenmalone.com, jgorman@hendrenmalone.com;ygadalla@hendrenmalone.com
Jason L. Hendren	on behalf of Plaintiff Thomas W. Waldrep Jr. jhendren@hendrenmalone.com,

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	jgorman@hendrenmalone.com;ygadalla@hendrenmalone.com
Jeffrey C Wisler	on behalf of Creditor Cigna Health and Life Insurance Company jwisler@connollygallagher.com
Jennifer B. Lyday	on behalf of Plaintiff Thomas W. Waldrep Jr. notice@waldrepwall.com, 8836221420@filings.docketbird.com
Jennifer B. Lyday	on behalf of Trustee Thomas W. Waldrep Jr. notice@waldrepwall.com, 8836221420@filings.docketbird.com
John A. Northen	on behalf of Defendant Michael Nusbaum as the successor Administrator of the Nusbaum Estate jan@nbfirm.com nc30@ecfcbis.com;jla@nbfirm.com;sks@nbfirm.com
John A. Northen	on behalf of Interested Party Rural Community Hospitals of America LLC jan@nbfirm.com, nc30@ecfcbis.com;jla@nbfirm.com;sks@nbfirm.com
John A. Northen	on behalf of Creditor Estate of Paul Nusbaum jan@nbfirm.com nc30@ecfcbis.com;jla@nbfirm.com;sks@nbfirm.com
John A. Northen	on behalf of Defendant Steve White jan@nbfirm.com nc30@ecfcbis.com;jla@nbfirm.com;sks@nbfirm.com
John A. Northen	on behalf of Creditor Steven F. White jan@nbfirm.com nc30@ecfcbis.com;jla@nbfirm.com;sks@nbfirm.com
John A. Northen	on behalf of Creditor Sun Finance Inc. jan@nbfirm.com, nc30@ecfcbis.com;jla@nbfirm.com;sks@nbfirm.com
John A. Northen	on behalf of Defendant Rural Community Hospitals of America LLC jan@nbfirm.com, nc30@ecfcbis.com;jla@nbfirm.com;sks@nbfirm.com
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John M. Sperati	on behalf of Creditor Somerset Leasing Corp XXII jsperati@smithdebnamlaw.com, dkinlaw@smithdebnamlaw.com;cmcghee@smithdebnamlaw.com
John R. Van Swearingen	on behalf of Trustee Thomas W. Waldrep Jr. 1107444420@filings.docketbird.com
John R. Van Swearingen	on behalf of Plaintiff Thomas W. Waldrep Jr. 1107444420@filings.docketbird.com
John R. Van Swearingen	on behalf of Plaintiff Thomas W. Waldrep Jr. Trustee 1107444420@filings.docketbird.com
Kelly Alfred Cameron	on behalf of Plaintiff Thomas W. Waldrep Jr. Trustee kcameron@waldrepwall.com
Kirstin E. Gardner	on behalf of Bankruptcy Administrator Bankruptcy Administrator kirstin_gardner@nceba.uscourts.gov Tanya_aycock@nceba.uscourts.gov
Melanie Johnson Raubach	on behalf of Interested Party Atchison Hospital Association mraubach@lawhssm.com vhughes@lawhssm.com;rkelley@lawhssm.com;mwiner@lawhssm.com
Neal Fowler	on behalf of Interested Party Centers for Medicare and Medicaid Services neal.fowler@usdoj.gov usance.bankruptcy@usdoj.gov
Pamela P. Keenan	on behalf of Defendant EBF Partners LLC dba Everest Business Funding pkeenan@kirschlaw.com
Rayford K. Adams, III	on behalf of Debtor CAH Acquisition Company 3 LLC tadams@spilmanlaw.com, cpeterson@spilmanlaw.com
Rebecca F. Redwine	on behalf of Trustee Thomas W. Waldrep Jr. rredwine@hendrenmalone.com, jgorman@hendrenmalone.com;ygadalla@hendrenmalone.com
Rebecca F. Redwine	on behalf of Plaintiff Thomas W. Waldrep Jr. rredwine@hendrenmalone.com, jgorman@hendrenmalone.com;ygadalla@hendrenmalone.com
Ryan Delaney Oxendine	on behalf of Defendant Lindell Gardner ryan@oxendinepricelaw.com

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Ryan Delaney Oxendine	on behalf of Creditor LGMG LLC d/b/a Verifi Labs and d/b/a Verifi Resource Group ryan@oxendinepricelaw.com
Ryan Delaney Oxendine	on behalf of Defendant LGMG LLC d/b/a Verifi Labs and d/b/a Verifi Resource Group ryan@oxendinepricelaw.com
Ryan Delaney Oxendine	on behalf of Creditor Monroe Guest ryan@oxendinepricelaw.com
Ryan Delaney Oxendine	on behalf of Creditor Dennis Loudermilk ryan@oxendinepricelaw.com
Ryan Delaney Oxendine	on behalf of Defendant Integrity Lab Solutions LLC ryan@oxendinepricelaw.com
Ryan Delaney Oxendine	on behalf of Defendant Monroe Guest ryan@oxendinepricelaw.com
Ryan Delaney Oxendine	on behalf of Creditor Lindell Gardner ryan@oxendinepricelaw.com
Ryan Delaney Oxendine	on behalf of Defendant Dennis Loudermilk ryan@oxendinepricelaw.com
Thomas W. Waldrep, Jr.	on behalf of Plaintiff Thomas W. Waldrep Jr. Trustee notice@waldrepwall.com, 2942809420@filings.docketbird.com;NC71@ecfbis.com
Thomas W. Waldrep, Jr.	on behalf of Plaintiff Thomas W. Waldrep Jr. notice@waldrepwall.com, 2942809420@filings.docketbird.com;NC71@ecfbis.com
Thomas W. Waldrep, Jr.	on behalf of Trustee Thomas W. Waldrep Jr. notice@waldrepwall.com, 2942809420@filings.docketbird.com;NC71@ecfbis.com
Vicki L. Parrott	on behalf of Creditor Sun Finance Inc. vlp@nbfirm.com, jla@nbfirm.com;sks@nbfirm.com
Vicki L. Parrott	on behalf of Creditor Steven F. White vlp@nbfirm.com jla@nbfirm.com;sks@nbfirm.com
Vicki L. Parrott	on behalf of Creditor Estate of Paul Nusbaum vlp@nbfirm.com jla@nbfirm.com;sks@nbfirm.com
Vicki L. Parrott	on behalf of Defendant Rural Community Hospitals of America LLC vlp@nbfirm.com, jla@nbfirm.com;sks@nbfirm.com
Vicki L. Parrott	on behalf of Defendant Steve White vlp@nbfirm.com jla@nbfirm.com;sks@nbfirm.com
Vicki L. Parrott	on behalf of Interested Party Rural Community Hospitals of America LLC vlp@nbfirm.com, jla@nbfirm.com;sks@nbfirm.com
William Walt Pettit	on behalf of Creditor Ryan Stumphauzer as Receiver for Complete Business Solutions Group Inc. walt.pettit@hutchenslawfirm.com, renee.copley@hutchenslawfirm.com
William Walt Pettit	on behalf of Creditor Complete Business Solutions Group Inc. walt.pettit@hutchenslawfirm.com, renee.copley@hutchenslawfirm.com
TOTAL: 73	

SO ORDERED.

SIGNED this 22 day of June, 2023.



  
Joseph N. Callaway  
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
GREENVILLE DIVISION

In re:	)	
	)	
CAH ACQUISITION COMPANY #1, LLC,	)	Case No. 19-00730-5-JNC
d/b/a WASHINGTON COUNTY HOSPITAL,	)	Chapter 11
	)	
Debtor.	)	
	)	
In re:	)	
	)	
CAH ACQUISITION COMPANY #2, LLC,	)	Case No. 19-01230-5-JNC
d/b/a OSWEGO COMMUNITY HOSPITAL,	)	Chapter 11
	)	
Debtor.	)	
	)	
In re:	)	
	)	
CAH ACQUISITION COMPANY #3, LLC,	)	Case No. 19-01180-5-JNC
d/b/a HORTON COMMUNITY HOSPITAL,	)	Chapter 11
	)	
Debtor.	)	
	)	
In re:	)	
	)	
CAH ACQUISITION COMPANY 6, LLC,	)	Case No. 19-01300-5-JNC
d/b/a I-70 COMMUNITY HOSPITAL,	)	Chapter 7
	)	
Debtor.	)	

In re:	)	
	)	
CAH ACQUISITION COMPANY 7, LLC,	)	Case No. 19-01298-5-JNC
d/b/a PRAGUE COMMUNITY HOSPITAL,	)	Chapter 11
	)	
Debtor.	)	
In re:	)	
	)	
CAH ACQUISITION COMPANY 12, LLC,	)	Case No. 19-01697-5-JNC
d/b/a FAIRFAX COMMUNITY HOSPITAL,	)	Chapter 11
	)	
Debtor.	)	
In re:	)	
	)	
CAH ACQUISITION COMPANY 16, LLC,	)	Case No. 19-01227-5-JNC
d/b/a HASKELL COUNTY COMMUNITY	)	Chapter 11
HOSPITAL,	)	
	)	
Debtor.	)	

**ORDER GRANTING, IN PART, MOTION FOR ORDER AUTHORIZING AND APPROVING (I) LITIGATION FUNDING AGREEMENT WITH OMNI BRIDGEWAY (FUND 4) INVT. 3 L.P.; (II) ENGAGEMENT AGREEMENT WITH MCDONALD HOPKINS LLP RELATED TO LITIGATION FUNDING; AND (III) ENGAGEMENT AGREEMENTS WITH WALDREP WALL BABCOCK & BAILEY PLLC AND MCDONALD HOPKINS LLP RELATED TO LITIGATION EFFECTIVE FROM AND AFTER APRIL 15, 2023**

THIS MATTER coming before the Court on the Motion for Order Authorizing and Approving (I) Litigation Funding Agreement with Omni Bridgeway (Fund 4) Invt. 3 L.P.; (II) Engagement Agreement with McDonald Hopkins LLP Related to Litigation Funding; and (III) Engagement Agreements with Waldrep Wall Babcock & Bailey PLLC and McDonald Hopkins LLP Related to Litigation Effective from and after April 15, 2023 (the “Motion”)<sup>1</sup> filed by Thomas W. Waldrep, Jr. (the “Trustee” or “Litigation Trustee”) on May 23, 2023 seeking the entry of an order (“Order”), pursuant to 11 U.S.C. §§ 105, 364, and 1142, and Rule 3020(d) of the Federal Rules of Bankruptcy Procedure, for entry of an Order (i) approving the Litigation Funding

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<sup>1</sup> Capitalized terms not otherwise defined herein shall have the same definition as set forth in the Motion.

Agreement attached to the Motion as Exhibit A (the “Funding Agreement”); (ii) authorizing the Litigation Trusts,<sup>2</sup> the Chapter 7 bankruptcy estate of CAH Acquisition Company #6, LLC, and the Trustee to take all actions necessary or appropriate to effectuate the Funding Agreement; (iii) approving the engagement agreement (the “Litigation Funding Engagement Agreement”) for fees and expenses incurred by McDonald Hopkins LLP (“McDonald Hopkins”) related to the marketing, documentation, negotiation, and approval of one or more litigation finance arrangements (the “Litigation Funding Matter”); (iv) approving the engagement agreements for fees and expenses incurred by Waldrep Wall Babcock & Bailey PLLC (“WWBB”) and McDonald Hopkins in the Litigation, effective as of April 15, 2023 (the “April 15, 2023 Litigation Engagement Agreements”). On June 13, 2023, the Bankruptcy Administrator filed a Response to the Funding Motion (“BA Response”). Following proper notice to all affected parties, this Court conducted a hearing on June 20, 2023 (“Hearing”). Based on the pleadings and record in this case, the arguments, evidence and proffers presented at the Hearing, and good cause having been shown,

IT IS HEREBY ORDERED THAT:

1. The Motion should be, and hereby is, GRANTED IN PART.
2. The Funding Agreement and the transactions contemplated thereby are hereby approved.
3. The Litigation Trusts, the Chapter 7 bankruptcy estate of CAH Acquisition Company 6, LLC, and the Trustee are hereby authorized to take all actions necessary or appropriate to effectuate the Funding Agreement and the transactions contemplated thereby.

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<sup>2</sup> Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Motion.

3. This Court will enter a separate order regarding the Litigation Funding Engagement Agreement and the fees and expenses incurred by McDonald Hopkins related to the Litigation Funding Matter.

4. The April 15, 2023 Litigation Engagement Agreements are hereby approved; provided, however, that any compensation sought by WWBB or McDonald Hopkins relating to the Deferred Fees (as defined in the April 15, 2023 Litigation Engagement Agreements), or otherwise, which is in excess of normal and customary hourly rates are subject to the subsequent express approval of this Court. Subject to the provisions of this paragraph, the Trustee is hereby authorized to compensate WWBB and McDonald Hopkins pursuant to the terms of the April 15, 2023 Litigation Engagement Agreements.

5. Payment of the fees and expenses approved by this Order shall be made by the Trustee from the proceeds of the Litigation or funds provided under the Funding Agreement pursuant to its terms. No payment of such fees or expenses shall be made from any other assets of the Debtor's bankruptcy estates, including specifically from any cost report money, without the consent of Cohesive Healthcare Management & Consulting LLC ("Cohesive") or further order of this Court.

6. The Trustee shall continue to provide regular updates and information regarding the Litigation to Cohesive and the Bankruptcy Administrator.

7. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

**END OF DOCUMENT**